

# ATTACHMENT B

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

- - - - - x  
:  
UNITED STATES OF AMERICA, :  
et al., :  
:  
Plaintiffs, :  
:  
v. : CA 03-2169  
:  
FIRST DATA, et al., :  
:  
Defendants. :  
:  
- - - - - x

Washington, D.C.  
October 29, 2003  
4:40 p.m.

Transcript of Motions Hearing  
Before the Honorable Rosemary M. Collyer  
United States District Judge

APPEARANCES:

For the Plaintiff  
United States: CRAIG CONRATH, ESQ.  
SCOTT SCHEELE, ESQ.  
RENATA HESSE, ESQ.  
JOSHUA SOVEN, ESQ.

For the Plaintiff  
District of Columbia: DON A. RESNIKOFF, ESQ.  
ANIKI COOPER, ESQ.  
(by telephone)

For the Plaintiff  
States: STEVEN M. RUTSTEIN, ESQ.  
(by telephone)  
LIVIA WEST, ESQ.  
(by telephone)  
RICHARD GRIMM, ESQ.  
(by telephone)  
BENJAMIN L. COX, ESQ.  
(by telephone)  
REBECCA FISHER, ESQ.  
(by telephone)  
EVAN RUDINICKI, ESQ.  
(by telephone)

## APPEARANCES: (cont.)

## For Defendant First Data:

CHRISTOPHER HOCKETT, ESQ.  
(by telephone)  
GERALDINE ALEXIS, ESQ.  
(by telephone)

## For Defendant CONCORD:

STEPHEN R. PATTON, ESQ.

## Court Reporter:

ELIZABETH L. WASSERMAN  
Miller Reporting Company  
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1 the Court said in there, obviously a report turned  
2 in on the 24th can't reflect data received until  
3 the 24th, so data received within a reasonable time  
4 in advance of it.

5 MR. HOCKETT: Your Honor, it's Chris  
6 Hockett.

7 THE COURT: Yes, sir?

8 MR. HOCKETT: The scope of the reports to  
9 be exchanged on November 24th, would that be the  
10 expert opinion that's being offered in support of  
11 all issues, or the issues on which the party  
12 offering it bears the burden?

13 THE COURT: On all issues. We don't have  
14 time to play games on he goes first, I go second.  
15 There's just not enough time for that.

16 MR. HOCKETT: Is it then possible to move  
17 it up a little bit more, earlier in the month, so  
18 that we have adequate notice of what their expert  
19 opinion is? I note that although it is true that  
20 they have hinted that their expert is going to be  
21 Don Ordover, we have not seen him in the last  
22 meetings. He has not been part of the dialogue  
23 that we have had in the last few months, and he has  
24 not expressed his opinion to us orally or in  
25 writing.